

AUG 04 2005

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**FAX**

To: Office of Initial Patent Examination

Company: U.S. Patent and Trademark Office

Fax No.: (703) 746-9195

Phone No.:

From: James W. Proscia

Date: 8-4-05 Approx. Time:

File No.: STYL 0162 PUSA Total Pages (w/cover): 10

**Message:**

Please see the attached Request for Corrected Filing Receipt in regard to Serial No. 10/526,338, filed on March 2, 2005, and entitled ERASABLE INK FOR A WRITING IMPLEMENT.

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02:41:11 p.m.

08-04-2005

2/10

AUG 04 2005

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

Group Art Unit: 1615

Barry Rosenbaum et al.

Examiner: Unknown

Serial No.: 10/526,338

Filed: March 2, 2005

For: ERASABLE INK FOR A WRITING IMPLEMENT

Attorney Docket No.: STYL 0162 PUSA

**REQUEST FOR CORRECTED FILING RECEIPT**

Commissioner for Patents  
U.S. Patent & Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant(s) respectfully request issuance of a Corrected Filing Receipt for the above-identified application. Upon Applicant's review of the Official Filing Receipt, an error has been discovered with respect to the following data:

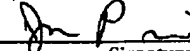
The "Filing Fee Rec'd" section of the Filing Receipt indicates that \$1400 was received upon filing of this application, when in fact, \$1540 was sent with the application. Copies of the Transmittal Letter, check and postcard are enclosed which indicate that \$1540 was mailed with the application, which makes the "Filing Fee Rec'd" being \$1500.

**CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. § 1.8**

I hereby certify that this paper, including all enclosures referred to herein, is being facsimile transmitted 1-703-746-9195, Commissioner for Patents, U.S. Patent & Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 on:

8-405  
Date of Deposit

James W. Proscia  
Name of Person Signing

  
Signature

S/N: 10/526,338

Atty Dkt No. STYL 0162 PUSA

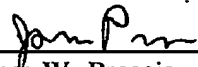
A copy of the Official Filing Receipt with the changes noted thereon is enclosed.

If there are any questions concerning this communication, please feel free to contact the undersigned.

Respectfully submitted,

Barry Rosenbaum et al.

By



James W. Proscia

Reg. No. 47,010

Attorney/Agent for Applicant

Date: 8-4-05

**BROOKS KUSHMAN P.C.**  
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APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/526,338	03/02/2005	1615	1400 1500	STYL0162PUSA		30	3

22045  
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1000 TOWN CENTER  
TWENTY-SECOND FLOOR  
SOUTHFIELD, MI 48075

CONFIRMATION NO. 8931

## FILING RECEIPT



\*OC000000016489805\*

Date Mailed: 07/12/2005

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Barry Rosenbaum, West Bloomfield, MI;  
Frances Fesux, Rowland Heights, CA;Power of Attorney: The patent practitioners associated with Customer Number 22045.

## Domestic Priority data as claimed by applicant

This application is a 371 of PCT/US04/00385 01/09/2004

## Foreign Applications

UNITED STATES OF AMERICA 10339485 01/09/2003

Projected Publication Date: 10/20/2005

Non-Publication Request: No

Early Publication Request: No

## Title

Erasable ink for a writing implement

**Preliminary Class**

424

**PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES**

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process simplifies the filing of patent applications on the same invention in member countries, but **does not** result in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at <http://www.uspto.gov/web/offices/pac/doc/general/index.html>.

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**LICENSE FOR FOREIGN FILING UNDER****Title 35, United States Code, Section 184****Title 37, Code of Federal Regulations, 5.11 & 5.15****GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

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The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

Page 3 of 3

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The "Received" Stamp of the Patent  
& Trademark Office Imprinted hereon  
acknowledges the filing of: ---

371 TRANSMITTAL LETTER IN DUPLICATE,  
DECLARATION FOR PATENT, ASSIGNMENT  
WITH COVER SHEET, PRELIMINARY  
DESCRIPTION OF PAPER. AMENDMENT AND CHECK FOR \$1,540.00

NAME OF APPLICANT: Barry Rosenbaum et al

INTF. OR SERIAL NO. STYL 0162 PUSA

10/526338

DATE: 2 March 2005 ATTY: PROSCIA/Maria  
Katirtzidakis

DT02 Rec'd PCT/PTO 0 2 MAR 2005

PLEASE DETACH STATEMENT BEFORE DEPOSITING CHECK

DATE  
March 2, 2005

CHECK NO.

078947

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INTELLECTUAL PROPERTY LAW  
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SOUTHFIELD, MI 48075

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9-9720

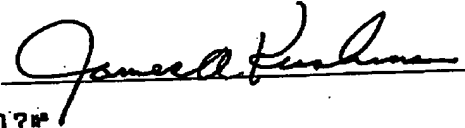
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FORM PTO-1390 (REV 10-2003)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTORNEY'S DOCKET NUMBER STYL0162PUSA
<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371</b>				U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5)
INTERNATIONAL APPLICATION NO. PCT/US2004/000385		INTERNATIONAL FILING DATE 09 January 2004 (09.01.04)		PRIORITY DATE CLAIMED 09 January 2003 (09.01.03)
TITLE OF INVENTION ERASABLE INK FOR A WRITING IMPLEMENT				
APPLICANT(S) FOR DO/EO/US Barry Rosenbaum et al				
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:				
<ol style="list-style-type: none"> <li><input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li><input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</li> <li><input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</li> <li><input checked="" type="checkbox"/> The US has been elected (Article 31).</li> <li><input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> <li><input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</li> <li><input type="checkbox"/> has been communicated by the International Bureau.</li> <li><input checked="" type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ol> </li> <li><input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> <li><input type="checkbox"/> is attached hereto.</li> <li><input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</li> </ol> </li> <li><input type="checkbox"/> Amendments to the claims of the International Application Under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> <li><input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</li> <li><input type="checkbox"/> have been communicated by the International Bureau.</li> <li><input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li><input type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li><input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li> <li><input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</li> <li><input type="checkbox"/> An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</li> </ol>				
Items 11 to 20 below concern document(s) or information included:				
<ol style="list-style-type: none"> <li><input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</li> <li><input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. This invention is assigned to Advanced Watch Company, Ltd., of 25800 Sherwood, Warren, Michigan 48091. The Applicant requests that the assignee information be published with the application</li> <li><input checked="" type="checkbox"/> A preliminary amendment.</li> <li><input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</li> <li><input type="checkbox"/> A substitute specification.</li> <li><input type="checkbox"/> A power of attorney and/or change of address letter.</li> <li><input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.</li> <li><input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).</li> <li><input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</li> <li><input checked="" type="checkbox"/> Other items or information: Postcard</li> </ol>				
<p>"Express Mail" Mailing Label No.: <u>EV 499 750 697 US</u></p> <p>Date of Deposit: <u>02 March 2005</u></p> <p>I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" under 37 C.F.R. 1.10 on the date indicated above and is addressed to: Mail Stop PCT, Commissioner for Patents, U.S. Patent &amp; Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 on:</p> <p><u>Maria Katirtzidakis</u> Maria Katirtzidakis</p>				

U.S. APPLICATION NO. (If known, see 37 C.F.R. 1.5)		INTERNATIONAL APPLICATION NO. PCT/US2004/000385		ATTORNEY'S DOCKET NUMBER STYL0162PUSA																
<p>21. The following fees are submitted:</p> <p><b>BASIC NATIONAL FEE (37 CFR 1.492):</b></p> <p><input checked="" type="checkbox"/> a) Basic national fee (37 CFR 1.492(a)) ..... \$300.00</p> <p><input checked="" type="checkbox"/> b) Examination fee (37 CFR 1.492(c)(2)) ..... \$200.00</p> <p><input checked="" type="checkbox"/> c) Search fee (37 CFR 1.492(b)(3)) ..... \$500.00</p> <p style="text-align: right;"><b>TOTAL OF ABOVE CALCULATIONS = \$1,000.00</b></p>																				
<p>Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 20%;">Total Sheets</th> <th style="width: 20%;">Extra Sheets</th> <th style="width: 20%;">Number of each additional 50 or fraction thereof (round up to a whole number)</th> <th style="width: 20%;">RATE</th> <th style="width: 20%;"></th> </tr> <tr> <td>- 100 =</td> <td>/ 50 =</td> <td></td> <td>X \$250.00</td> <td>\$ 00.00</td> </tr> </table>						Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		- 100 =	/ 50 =		X \$250.00	\$ 00.00					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE																	
- 100 =	/ 50 =		X \$250.00	\$ 00.00																
<p>Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)).</p> <p style="text-align: right;"><b>\$ 00.00</b></p>																				
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 20%;">CLAIMS</th> <th style="width: 20%;">NUMBER FILED</th> <th style="width: 20%;">NUMBER EXTRA</th> <th style="width: 20%;">RATE</th> <th style="width: 20%;"></th> </tr> <tr> <td>Total claims</td> <td>30 - 20 =</td> <td>10</td> <td>X \$50.00</td> <td>\$ 500.00</td> </tr> <tr> <td>Independent claims</td> <td>3 - 3 =</td> <td>0</td> <td>X \$200.00</td> <td>\$ 00.00</td> </tr> </table>						CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		Total claims	30 - 20 =	10	X \$50.00	\$ 500.00	Independent claims	3 - 3 =	0	X \$200.00	\$ 00.00
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE																	
Total claims	30 - 20 =	10	X \$50.00	\$ 500.00																
Independent claims	3 - 3 =	0	X \$200.00	\$ 00.00																
<p>MULTIPLE DEPENDENT CLAIM(S) (if applicable) + \$360.00</p> <p style="text-align: right;"><b>\$ 00.00</b></p>																				
<p style="text-align: right;"><b>TOTAL OF ABOVE CALCULATIONS = \$1,500.00</b></p>																				
<p>Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.</p> <p style="text-align: right;"><b>\$ 00.00</b></p>																				
<p style="text-align: right;"><b>SUBTOTAL = \$1,500.00</b></p>																				
<p>Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).</p> <p style="text-align: right;"><b>\$ 00.00</b></p>																				
<p style="text-align: right;"><b>TOTAL NATIONAL FEE = \$1,500.00</b></p>																				
<p>Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property</p> <p style="text-align: right;"><b>+ \$ 40.00</b></p>																				
<p style="text-align: right;"><b>TOTAL FEES ENCLOSED = \$1,540.00</b></p>																				
					<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 80%;">Amount to be refunded:</td> <td style="width: 20%;">\$</td> </tr> <tr> <td>Amount to be charged:</td> <td>\$</td> </tr> </table>	Amount to be refunded:	\$	Amount to be charged:	\$											
Amount to be refunded:	\$																			
Amount to be charged:	\$																			
<p>a. <input checked="" type="checkbox"/> A check in the amount of <u>\$1,540.00</u> to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. <u>02-3978</u> in the amount of \$_____ to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>02-3978</u>. A duplicate copy of this sheet is enclosed.</p> <p>d. <input type="checkbox"/> Fees are to be charged to a charge card. <b>WARNING:</b> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p>																				
<p><b>NOTE:</b> Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</p>																				
<p><b>SEND ALL CORRESPONDENCE TO:</b></p>																				
<p><b>CUSTOMER NO.</b></p> <p><b>22045</b></p>			<p>Signature: <u>James W. Proscia</u></p> <p>Name: <u>James W. Proscia</u></p> <p>Registration No.: <u>47,010</u></p>																	